

S010988  
2005, 2006, 2007

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:  
MELVIN H DEGOOYER

EWIRMS/AR  
JUL 17 2008

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2008

Primary Contact:  
MELVIN H DEGOOYER  
1825 LA JOLLA RANCHO RD  
LA JOLLA, CA 92037

Phone No. ~~858-454-7390~~  
Fax No. 707-525-8999

E-mail Address: dbosco@boscolaw.com  
dcrowley@acalaw.com

Source Name: NORTH FORK BATTLE CREEK

Tributary To:

County: Shasta

Diversion within: SE 1/4 of NE 1/4 Section 2, T 31 N, R 2 E, MDB&M

Agent:  
Address:

Phone No.

Fax No.

E-mail Address:

Year of First Use: 1900

Name of Diversion works:

Assessor Parcel Number  
of the Diversion site:

STATE WATER RESOURCES  
CONTROL BOARD  
2008 JUL 11 PM 2:03  
DIVISION OF WATER RIGHTS  
SACRAMENTO

A. **Water is Used Under:** Riparian claim \_\_\_ Pre-1914 claim \_\_\_ Court Decree No.: \_\_\_ Other (explain): pre 1900

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewirms)) \_\_\_\_\_

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:  
Gallons per minute (gpm) \_\_\_\_\_ Gallons per day (gpd) \_\_\_\_\_ Cubic feet per second (cfs) \_\_\_\_\_

| Year | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | Average Rate |
|------|-----|-----|-----|-----|-----|------|------|-----|------|-----|-----|-----|--------------|
| 2005 |     |     |     | X   | X   | X    | X    | X   | X    | X   |     |     |              |
| 2006 |     |     |     | X   | X   | X    | X    | X   | X    | X   |     |     |              |
| 2007 |     |     |     | X   | X   | X    | X    | X   | X    | X   |     |     |              |

37.5 miners  
inches

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:  
Gallons \_\_\_\_\_ Million Gallons (MG) \_\_\_\_\_ Acre-feet (AF) \_\_\_\_\_

| Year | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | Total Annual |
|------|-----|-----|-----|-----|-----|------|------|-----|------|-----|-----|-----|--------------|
| 2005 |     |     |     |     |     |      |      |     |      |     |     |     |              |
| 2006 |     |     |     |     |     |      |      |     |      |     |     |     |              |
| 2007 |     |     |     |     |     |      |      |     |      |     |     |     |              |

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 45 acres; Stockwatering 150 head Domestic \_\_\_\_\_;  
Other (specify) \_\_\_\_\_

Parcel Number(s) of Place of Use: \_\_\_\_\_

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_\_\_ NO X  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO ☒
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO ☒
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: July 1, 20 08 at Santa Rosa, California

SIGNATURE: [Signature]

PRINTED NAME: DOUGLAS H. BOSCO  
(first name) (middle initial) (last name)

COMPANY NAME: \_\_\_\_\_

| ITEM  | If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.<br>CONTINUATION |
|-------|--|
| _____ | _____  |
| _____ | _____  |
| _____ | _____  |

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



3010988%S%2004

2002, 2003, 2004

2004 JUL 23 PM 3:39

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

**Please Complete and Return This Form by JULY 1, 2005.**

**\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

**Owner of Record:** MELVIN H DEGOOYER;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**MELVIN H DEGOOYER**  
**1825 LA JOLLA RANCHO RD**  
**LA JOLLA, CA 92037**

STATEMENT NO.: S010988  
CONTACT PHONE NO.: (916) 454-7390  
**858-454-7390**

**Source Name:** NORTH FORK BATTLE CREEK  
**Tributary To:** BATTLE CREEK  
**County:** Shasta  
**Diversion Within:** SE1/4 of NE1/4 Section 02, T31N, R02E, MB&M

**Year of First Use:** 1900

**Parcel Number:**

A. **Water is Used Under:** Riparian claim \_\_\_\_\_ Pre-1914 right \_\_\_\_\_ Other (explain): Prior to 1900

B. **Year of First Use:** (Please provide if missing above) \_\_\_\_\_

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

| Amounts below are in: Gallons |     |     |     | Million Gallons (MG) |     |      | Acre-feet (AF) |     |      | Other <u>37 1/2 MINERS INCHES</u> |     |     |              |
|-------------------------------|-----|-----|-----|----------------------|-----|------|----------------|-----|------|-----------------------------------|-----|-----|--------------|
| Year                          | Jan | Feb | Mar | Apr                  | May | June | July           | Aug | Sept | Oct                               | Nov | Dec | Total Annual |
| 2002                          |     |     |     | X                    | X   | X    | X              | X   | X    | X                                 |     |     |              |
| 2003                          |     |     |     | X                    | X   | X    | X              | X   | X    | X                                 |     |     |              |
| 2004                          |     |     |     | X                    | X   | X    | X              | X   | X    | X                                 |     |     |              |

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 45 acres; Stockwatering 150 HEAD; Domestic \_\_\_\_\_  
Other (specify) \_\_\_\_\_

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)  
\_\_\_\_\_  
\_\_\_\_\_

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_\_\_ NO X  
Describe any water conservation efforts you have initiated: \_\_\_\_\_  
\_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

GS  
8/4

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO X

b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_ NO \_\_\_\_

3. Conjunctive use of surface water and groundwater

a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO X

b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_ NO \_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: JUNE 15, 20 05 at LA JOLLA, California

SIGNATURE: Melvin H. DeGooyer, M.D.

PRINTED NAME: MELVIN H. DeGOOYER, M.D.  
(first name) (middle initial) (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

| ITEM  | CONTINUATION |
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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S010988%\$2001

1999, 2000, 2001 ✓

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by July 1, 2002.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: MELVIN H DEGOOYER

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

MELVIN H DEGOOYER  
1825 LA JOLLA RANCHO RD  
LA JOLLA, CA 92037

STATEMENT NO: S010988  
CONTACT PHONE NO: (619) 454-7390

FOR ONLINE REPORTING AT  
[www.waterrights.ca.gov](http://www.waterrights.ca.gov)

USER NAME: S010988  
PASSWORD: C16943

Source Name: NORTH FORK BATTLE CREEK  
Tributary To: BATTLE CREEK  
County: Shasta  
Diversion Within: SE1/4 of NE1/4 Section 02, T31N, R02E, MB&M

Year of First Use: 1900

Parcel Number:

A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right \_\_\_\_\_ Other (explain): Prior to 1900

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

| Amounts below are: |     |     |     |     |     |      |      |     |      |     |     |     | Total Annual |
|--------------------|-----|-----|-----|-----|-----|------|------|-----|------|-----|-----|-----|--------------|
| Year               | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec |              |
| 1999               |     |     |     | XX  | XX  | XX   | XX   | XX  | XX   | XX  |     |     |              |
| 2000               |     |     |     | XX  | XX  | XX   | XX   | XX  | XX   | XX  |     |     |              |
| 2001               |     |     |     | XX  | XX  | XX   | XX   | XX  | XX   | XX  |     |     |              |

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 45 acres; Stockwatering 150; Domestic \_\_\_\_\_;

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_ NO X  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If credit toward beneficial use of water under claimed pre 1914 appropriate water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

Reductions in consumptive use:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_ NO \_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO X.
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_ (af/mg) yr \_\_\_\_ (af/mg) yr \_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_\_ NO \_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO X.
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_ (af/mg) yr \_\_\_\_ (af/mg) yr \_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_\_ NO \_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: JUNE 10, 2007 at LA JOLLA, California

SIGNATURE: Melvin H. DeGooyer

PRINTED NAME: MELVIN H. DeGOOYER, M.D.  
(first name) (middle init.) (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

| ITEM  | CONTINUATION |
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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

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"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. BOX 2000, SACRAMENTO, CA 95812-2000  
(916) 657-2170

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: MELVIN H DEGOOYER

MELVIN H DEGOOYER  
1825 LA JOLLA RANCHO RD  
LA JOLLA, CA 92037

STATEMENT NO: S010988

SOURCE: NORTH FORK BATTLE CREEK  
TRIBUTARY TO: BATTLE CREEK  
COUNTY: SHASTA  
DIVERSION

WITHIN: SE~~1~~4 OF NE~~1~~4 SECTION 2, T31N, R2E, MB&M.

TELEPHONE NUMBER:  
(619) 454-7390  
YEAR OF FIRST USE: 1900  
PARCEL NO:

A Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right XX Other (explain): \_\_\_\_\_

B Year of first use (Please provide if missing above) \_\_\_\_\_

C Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons \_\_\_\_\_ Acre-feet \_\_\_\_\_ Other 37 $\frac{1}{2}$  miners inches

| Year | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | Total Annual |
|------|-----|-----|-----|-----|-----|------|------|-----|------|-----|-----|-----|--------------|
| 1996 |     |     |     | XX  | XX  | XX   | XX   | XX  | XX   | XX  |     |     |              |
| 1997 |     |     |     | XX  | XX  | XX   | XX   | XX  | XX   | XX  |     |     |              |
| 1998 |     |     |     | XX  | XX  | XX   | XX   | XX  | XX   | XX  |     |     |              |

D Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 45 acres; Stockwatering 150 head; Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

E Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Describe any water conservation efforts you may have started: \_\_\_\_\_

b. \_\_\_\_\_

c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. BOX 2000, SACRAMENTO, CA 95812-2000  
(916) 657-2170

- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO X \_\_\_\_\_

- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 10 1999 at La Jolla, California

SIGNATURE: *Melvin H. DeGooyer*

PRINTED NAME: Melvin H. DeGooyer

(first name)

(middle init.)

(last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



STATE WATER RESOURCES  
CONTROL BOARD

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

96 JUL -1 PM 3:49

DIV. OF WATER RIGHTS  
SACRAMENTO

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

OWNER OF RECORD: MELVIN H DEGOOYER

MELVIN H DEGOOYER  
1825 LA JOLLA RANCHO ROAD  
LA JOLLA, CA 92037

STATEMENT NO: S010988

SOURCE: NORTH FORK BATTLE CREEK  
TRIBUTARY TO: BATTLE CREEK  
COUNTY: SHASTA  
DIVERSION

TELEPHONE NUMBER:  
(619) 454-7390  
YEAR OF FIRST USE: 1900  
PARCEL NO:

WITHIN: SE¼ OF NE¼ SECTION 2, T31N, R2E, MB&M.

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right XX \_\_\_\_\_; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☒ (other) 37½ Miners inches

| YEAR | JAN. | FEB. | MAR. | APR. | MAY | JUNE | JULY | AUG. | SEPT | OCT. | NOV. | DEC | TOTAL<br>ANNUAL |
|------|------|------|------|------|-----|------|------|------|------|------|------|-----|-----------------|
| 1993 |      |      |      | XX   | XX  | XX   | XX   | XX   | XX   | XX   |      |     |                 |
| 1994 |      |      |      | XX   | XX  | XX   | XX   | XX   | XX   | XX   |      |     |                 |
| 1995 |      |      |      | XX   | XX  | XX   | XX   | XX   | XX   | XX   |      |     |                 |

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 45 acres; Stockwatering 150 head; Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
\_\_\_\_\_

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.  
\_\_\_\_\_

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 24 19 96, at La Jolla, California

SIGNATURE: Melvin H. DeGooyer

PRINTED NAME: Melvin H. DeGooyer  
(FIRST NAME) (M NAME) (LAST NAME)

COMPANY NAME: \_\_\_\_\_

See back of page for General Information. If there is insufficient space for your answers,  
please number them in the space provided on the back of this form.

**CONTINUATION**

There are two principal types of surface water rights in California; riparian and appropriative rights.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

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- WR 40-1 (4/96)  
FOR0127A

PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S010988  
OWNER OF RECORD: MELVIN H DEGOOYER

MELVIN H DEGOOYER  
1825 LA JOLLA RANCHO ROAD  
LA JOLLA, CA 92037

STATE WATER RESOURCES  
CONTROL BOARD  
DIV. OF WATER RIGHTS  
SACRAMENTO  
1995 JUN 26 PM 12:38

SOURCE: NORTH FORK BATTLE CREEK  
TRIBUTARY TO: BATTLE CREEK  
COUNTY: SHASTA  
DIVERSION  
WITHIN: SE¼ OF NE¼ SECTION 2, T31N, R2E, MDB&M.

TELEPHONE NUMBER:  
(619) 454-7390  
YEAR OF FIRST USE: 1900  
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

- A. Water is used under: Riparian claim; Pre 1914 right XX; Other (explain)
- B. Year of first use (Please provide if missing above)
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons Acre-feet XX (other) 371/2 miners inches

|      | JAN. | FEB. | MAR. | APR. | MAY | JUNE | JULY | AUG. | SEPT. | OCT. | NOV. | DEC | TOTAL ANNUAL |
|------|------|------|------|------|-----|------|------|------|-------|------|------|-----|--------------|
| 1992 |      |      |      | XX   | XXX | XX   | XX   | XX   | XX    | XX   |      |     |              |
| 1993 |      |      |      | XX   | XX  | XX   | XX   | XX   | XX    | XX   |      |     |              |
| 1994 |      |      |      | XX   | XX  | XX   | XX   | XX   | XX    | XX   |      |     |              |

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 45 acres; Stockwatering 150 head; Domestic  
Other (specify)

\*\*\* CONTINUE ON BACK PAGE \*\*\*

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NONE

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 20, 1989, at La Jolla, California

SIGNATURE: Melvin H. DeGooyer

PRINTED NAME: Melvin  
(FIRST NAME)

H.  
(M NAME)

DeGooyer  
(LAST NAME)

COMPANY NAME: \_\_\_\_\_

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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"Statements of Water Diversion and Use"  
"Information Pertaining to Water Rights in California"  
"Water Rights for Stockponds Constructed Prior to 1969"  
"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000  
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE  
INFORMATION SHEET

STATEMENT NO. 5010988

DIVERSION SITE:

OWNER'S NAME Melvin H. DeGooyer  
(FIRST) (MIDDLE) (LAST)  
PARCEL NO. 701-010-06

PLACE OF USE:

OWNER'S NAME Melvin H. DeGooyer  
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. 701-010-06
2. PARCEL NO. \_\_\_\_\_
3. PARCEL NO. \_\_\_\_\_

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL  
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER \_\_\_\_\_

NAME Melvin H. DeGooyer  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS 1825 La Jolla Rancho Road  
La Jolla California 92037  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (619) 454 - 7390

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
\_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

2. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
\_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR  
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL  
INFORMATION BOX.

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 010988

MELVIN H DEGOOYER MD, JD  
1825 LA JOLLA RANCHO ROAD  
LA JOLLA, CA 92037

TELEPHONE NUMBER:  
(619) 454-7390

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: NORTH FORK BATTLE CREEK

TRIBUTARY TO: BATTLE CREEK

COUNTY: SHASTA

YEAR OF FIRST USE: 1994

DIVERSION

WITHIN: SE1/4 OF NE1/4 SECTION 02, T31N, R02E, MDB&M

STATE WATER RESOURCES  
CONTROL BOARD  
1994 JUN 17 PM 2:29  
DIV. OF WATER RIGHTS  
SACRAMENTO

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim XX; Pre 1914 right XX; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) Prior 1900

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☒ (other) Miner's inches 37 1/2

|      | JAN. | FEB. | MAR. | APR. | MAY | JUNE | JULY | AUG. | SEPT. | OCT. | NOV. | DEC. | TOTAL ANNUAL |
|------|------|------|------|------|-----|------|------|------|-------|------|------|------|--------------|
| 1991 |      |      |      | XX   | XX  | XX   | XX   | XX   | XX    | XX   | XX   |      |              |
| 1992 |      |      |      |      |     |      |      |      |       |      |      |      |              |
| 1993 |      |      |      | XX   | XX  | XX   | XX   | XX   | XX    | XX   | XX   |      |              |
|      |      |      |      | XX   | XX  | XX   | XX   | XX   | XX    | XX   | XX   |      |              |

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 45 ACRES acres; Stockwatering 45 ACRES; Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED June 13, 1994, at La Jolla, California

Signature

*Melvin H. DeGooyer*

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
901 P ST. SACRAMENTO, CA 95814  
(916) 322-4503

(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

MELVIN H DEGOOYER MD, JD  
1825 LA JOLLA RANCHO ROAD  
LA JOLLA, CA 92037

TELEPHONE NUMBER:  
(619) 454-7390

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: NORTH FORK BATTLE CREEK

TRIBUTARY TO: BATTLE CREEK

COUNTY: SHASTA

DIVERSION

WITHIN: SE1/4 OF NE1/4 SECTION 02, T31N, R02E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts  
below are:

☐ Gallons  
☐ Acre-feet  
☒ 37 1/2 (other)  
miners inches

|      | Jan. | Feb. | Mar. | Apr. | May | June | July | Aug. | Sept. | Oct. | Nov. | Dec. | Total<br>Annual |
|------|------|------|------|------|-----|------|------|------|-------|------|------|------|-----------------|
| 1988 |      |      |      | XX   | XX  | XX   | XX   | XX   | XX    | XX   |      |      |                 |
| 1989 |      |      |      | XX   | XX  | XX   | XX   | XX   | XX    | XX   |      |      |                 |
| 1990 |      |      |      | XX   | XX  | XX   | XX   | XX   | XX    | XX   |      |      |                 |

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 45 acres of irrigated pasture

Stockwatering 45 acres of irrigated pasture

Domestic

Other (specify)

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NONE

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: May 21, 1991, at San Diego, California

Signature:

Melvin H. DeGooyer, M.D., J.D.

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"



## STATE OF CALIFORNIA

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

## STATEMENT OF WATER DIVERSION AND USE

(This is not a Water Right)

This statement should be typewritten or legibly written in ink.

STATE WATER RESOURCES  
CONTROL BOARD

Nov 9 8 13 AM '82

10988

DIV. OF WATER RIGHTS  
SACRAMENTO

A. Name of person diverting water Melvin H. DeGooyer, M.D., J.D.  
Address 2615 Clairemont Drive, San Diego, CA 92117 Telephone: (714) 276-3740

B. Name of body of water at point of diversion North Fork of Battle Creek  
Tributary to Battle Creek

C. Place of diversion SE 1/4 NE 1/4 Section 2 Township 31 N Range 2 E MD B&M, Shasta County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works Null Garden Ditch

E. Capacity of diversion works 37 1/2 miners inches cubic feet per second  
Capacity of storage reservoir ----- gallons per minute  
State quantity of water used each month in gallons or acre-feet

| Year | Jan. | Feb. | Mar. | Apr. | May | June | July | Aug. | Sept. | Oct. | Nov. | Dec. | Total Annual |
|------|------|------|------|------|-----|------|------|------|-------|------|------|------|--------------|
|      |      |      |      | XX   | XX  | XX   | XX   | XX   | XX    | XX   |      |      |              |

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

45 acres of irrigated pasture

Maximum annual water use in recent years 37 1/2 miners inches gallons, acre-feet  
Minimum annual water use in recent years ----- gallons, acre-feet

Type of diversion facility: gravity X, pump -----

Method of measurement: weir X, flume -----, electric power meter -----, water meter -----, estimate -----

F. Purpose of use (what water is being used for) Irrigated pasture

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)  
This is Diversion D-31 N/2 E - 2H2 in DWR Bulletin 94-16

H. Year of first use as nearly as known Prior to 1900

I. Name of person filing statement Melvin H. DeGooyer, M.D., J.D.

Position Owner Organization -----

Address 2615 Clairemont Drive, San Diego, CA 92117 Telephone: (714) 276-3740

I declare under penalty of perjury that the above is true and correct to the best of my knowledge and belief.

DATED: November 5, 1982 at San Diego, California.

Signature



See Instructions on Reverse Side on the section grid if it is not known.

SURCB 40 (7/77)